

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

SUNCO TIMBER (KUNSHAN) CO., LTD.
Plaintiff,

v.

LINDA SUN, individually, DAVID SUN,
individually, SHILLOCK YUAN-SUN,
individually, and INFINITY WOOD
PRODUCTS, LLC,
Defendants.

Civil Action No. 1:22-cv-10833

LINDA SUN,
Counterclaimant,

v.

SUNCO TIMBER (KUNSHAN) CO., LTD.,
Counterclaim Defendant.

ANSWER TO COUNTERCLAIM

Plaintiff and counterclaim defendant Sunco Timber (Kunshan) Co., Ltd. respectfully submits its answer to the counterclaim of defendant and counterclaimant Linda Sun.

JURISDICTION

1. Admit.
2. Admit.
3. Admit.
4. Admit.
5. Counterclaim defendant denies the allegations and inferences set forth in paragraph 5 of the Counterclaim.

6. Counterclaim defendant denies the allegations and inferences set forth in paragraph 7 of the Counterclaim.

CLAIM FOR RELIEF

**Count One
Recognition of Foreign Judgment
G.L.c. 235, § 23A**

7. Counterclaim Defendant denies and admits this incorporating allegation in accordance with its other responses.
8. Counterclaim defendant denies the allegations and inferences set forth in paragraph 8 of the Counterclaim.
9. Counterclaim defendant denies the allegations and inferences set forth in paragraph 9 of the Counterclaim.
10. Admit.
11. Counterclaim defendant denies the allegations and inferences set forth in paragraph 11 of the Counterclaim.
12. Counterclaim defendant denies the allegations and inferences set forth in paragraph 12 of the Counterclaim.
13. Admit.
14. Counterclaim defendant denies the allegations and inferences set forth in paragraph 14 of the Counterclaim.
15. Counterclaim defendant denies the allegations and inferences set forth in paragraph 15 of the Counterclaim.

**FIRST AFFIRMATIVE DEFENSE
Failure to State A Claim**

Counterclaimant fails to state a claim upon which relief can be granted.

**SECOND AFFIRMATIVE DEFENSE
Estoppel**

As a result of Counterclaimant's actions, she is barred from enforcing her claims.

THIRD AFFIRMATIVE DEFENSE

Waiver

Counterclaimant's conduct, actions and words constitute a waiver of her claims.

FOURTH AFFIRMATIVE DEFENSE

Laches

Counterclaimant is barred by the doctrine of laches as a result of her conduct from pursuing her claims.

FIFTH AFFIRMATIVE DEFENSE

Reservation of Rights

Counterclaim Defendant reserves any additional and further defenses as may be revealed during discovery or upon the receipt of additional information.

PRAYER FOR RELIEF

Counterclaim Defendant prays for the following relief:

- a. That Counterclaimant take nothing by way of this action;
- b. Counterclaim Defendant be awarded its attorneys' fees and costs; and
- c. Any remedy the Court deems just and equitable.

REQUEST FOR TRIAL BY JURY

Counterclaim Defendant hereby requests that this matter be tried by jury.

DATED: May 15, 2023

PLAINTIFF and COUNTERCLAIM DEFENDANT,
Sunco Timber (Kunshan) Co., Ltd.
By its attorneys,

/s/ Connie C. Dai

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CERTIFICATE OF SERVICE

I hereby certify that the above document was filed through the CM/ECF system and will be electronically sent to the registered participants as identified on the Notice of Electronic Filing (NEF) on this May 15, 2023.

/s/ Connie C. Dai

Connie C. Dai